

FILED

UNITED STATES COURT OF APPEALS

AUG 30 2012

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

GRACIA H. MERRILL,

Plaintiff - Appellee,

v.

M.I.T.C.H. CHARTER SCHOOL
TIGARD,

Defendant - Appellant,

and

DEBI LORENCE,

Defendant.

No. 12-35421

D.C. No. 3:10-cv-00219-HA
District of Oregon,
Portland

ORDER

Pursuant to appellant's motion and the terms of the parties' dismissal agreement which is attached thereto, this appeal is voluntarily dismissed. Fed. R. App. P. 42(b). The parties shall bear their own costs and attorney's fees on appeal.

This order served on the district court shall act as and for the mandate of this court.

FOR THE COURT

By: Margaret A. Corrigan
Circuit Mediator